IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2255 OF 2005

Sarva Shramik Sangh .. .. Petitioner

Versus

M/s. Diesel Power Engineers & Ors. .. .. Respondents

Mr.D. Shetty for the Petitioner.

Mr. K.B. Bapat a/w Mr. T.R. Yadav i/b S. Udeshi & Co. for the Respondent No.1.

CORAM : S.K. SHAH, J.

DATED : 15.9.2005.

P.C.

1. Heard.

2. The order passed by the Industrial Court setting aside the order passed by the Lower Court and remanding back the matter to decide it afresh after giving reasonable opportunity to both is impugned in this Petition.

3. It appears that the Petitioner's initial appointment was as 'Welder' and subsequently he was promoted as 'Supervisor' and at the time when the impugned order was passed, the Petitioner was working as 'Supervisor'. It appears that the material evidence was not considered by the Labour Court and the Industrial Court rightly remanded back the matter to the Labour Court.

4. I find no merit in the Writ Petition. Hence Writ Petition stands dismissed.